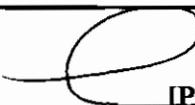


UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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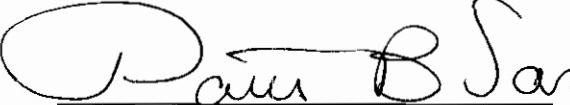
IN RE PHARMACEUTICAL INDUSTRY ) MDL No. 1456  
AVERAGE WHOLESALE PRICE LITIGATION ) Master File No. 01-12257-PBS  
 ) Subcategory Case No. 06-11337  
 )  
 ) Judge Patti B. Saris  
 )  
THIS DOCUMENT RELATES TO: )  
*State of California, ex rel. Ven-A-Care v.* )  
*Abbott Laboratories, et al.* )  
Case No. 03-CV-11226-PBS )  
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[PROPOSED] ORDER OF DISMISSAL  
OF ABBOTT LABORATORIES INC.

The Motion for Dismissal of Abbott Laboratories Inc. is hereby GRANTED. Defendant Abbott Laboratories Inc. is hereby dismissed with prejudice from the above-entitled action.

SO ORDERED.

Dated: 12/16/08

  
Honorable Patti B. Saris  
United States District Court Judge